

**Notice of Status / Appeal Update**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

United States Securities and Exchange Commission,  
Plaintiff,

v.

Drive Planning, LLC, et al.,  
Defendants,

and

Mark P. Haye,  
Movant,

Case No. 1:24-cv-03583-VMC

**NOTICE OF STATUS / APPEAL UPDATE**

Mark P. Haye, pro se, respectfully submits this Notice to update the Court regarding the status of his appeal:

1. On July 29, 2025, Mr. Haye filed a Notice of Appeal of this Court's Opinion and Order (ECF No. 152) imposing a constructive trust and turnover of his residence.
2. The Eleventh Circuit has docketed the appeal as **Case No. 25-12437-E**, styled *Mark Haye v. Kenneth Murena*.
3. On September 24, 2025, the Eleventh Circuit issued a briefing schedule. Under that schedule, Mr. Haye's opening brief is due **November 3, 2025**, with appellee and reply briefing to follow.
4. Because appellate review is now underway, any further action to enforce turnover of Mr. Haye's primary residence during the pendency of the appeal would risk interfering with the appellate process.

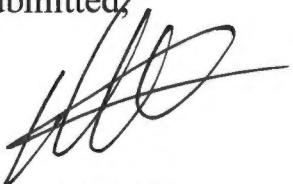
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KEVIN P. WEIMER, Clerk  
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This Notice is submitted solely to keep the Court informed of the appeal's procedural posture.

Respectfully submitted,



Dated: September 24, 2025

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